



KANSAS DEPARTMENT OF CORRECTIONS

	INTERNAL MANAGEMENT POLICY AND PROCEDURE	SECTION NUMBER 20-108	PAGE NUMBER 1 of 2
		SUBJECT: SEGREGATION: Protective Custody	
Approved By: <div style="text-align: center; font-size: 2em; font-weight: bold;">/S/</div> Secretary of Corrections		Original Date Issued: 02-15-02	
		Current Amendment Effective: 02-15-02	
		Replaces Amendment Issued: N/A	
Reissued By:  Policy & Procedure Coordinator		The substantive content of this IMPP has been reissued as per the appropriate provisions of IMPP 01-101. The only modifications within the reissue of this document concern technical revisions of a non substantive nature. Date Reissued: 03-31-11	

POLICY

Each facility shall operate a protective custody program as an adjunct to the facility's administrative segregation unit.

DEFINITIONS

None.

PROCEDURES

I. Protective custody

- A. Admission to protective custody shall be made only when there is documentation that protective custody is warranted and that a reasonable alternative is not available.
 1. The administrative segregation review board shall review protective custody cases with a goal of terminating the separate housing as soon as possible.
- B. The inmate shall sign a consent form agreeing to protective custody when the inmate requests the placement.
- C. The reasons for protective custody shall be documented.
 1. If the inmate does not consent to the protective custody placement, a hearing shall be held according to IMPP 20-105.
- D. Protective custody shall be for as short a time period as possible under the circumstances.
 1. Long-term protective custody shall be documented and monitored.
- E. Each denial of protective custody shall be documented showing the reason justifying the denial.

- F. Each protective custody inmate who is involuntarily released shall be informed of the reasons for release.

1. This notification shall be documented by the unit team manager or designee.

NOTE: The policy and procedures set forth herein are intended to establish directives and guidelines for staff and offenders and those entities that are contractually bound to adhere to them. They are not intended to establish State created liberty interests for employees or offenders, or an independent duty owed by the Department of Corrections to employees, offenders, or third parties. Similarly, those references to the standards of various accrediting entities as may be contained within this document are included solely to manifest the commonality of purpose and direction as shared by the content of the document and the content of the referenced standards. Any such references within this document neither imply accredited status by a Departmental facility or organizational unit, nor indicate compliance with the standards so cited. The policy and procedures contained within this document are intended to be compliant with all applicable statutes and/or regulatory requirements of the Federal Government and the state of Kansas. This policy and procedure is not intended to establish or create new constitutional rights or to enlarge or expand upon existing constitutional rights or duties.

REPORTS REQUIRED

None

REFERENCES

KSA 75-5210, 75-5251, 75-5252
ACI 3-4239

ATTACHMENTS

None